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**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
DIVISION OF WATER  
200 FAIR OAKS LANE, 4TH FLOOR  
FRANKFORT, KENTUCKY 40601  
[www.kentucky.gov](http://www.kentucky.gov)

April 6, 2010

Kyle Boyle  
Sanitation District No. 1  
1045 Eaton Drive  
Fort Wright, KY 41017

Re: Water Quality Certification #2010-004-1  
USACE Permit No. LRL-2009-41-let  
AI No: 7331, Activity ID: APE20090004  
Banklick Creek at MP 10.5  
Kenton County, Kentucky

Dear Mr. Boyle:

Water quality certification #2010-004-1 was issued to Sanitation District No. 1 on January 12, 2010 for the construction of three cross veins and the stabilization of a sewer line on Banklick Creek at mile point 10.5, also known as Site 1. It has come to our attention that the project location is incorrectly identified in the application. The location is not at mile point 10.5 nor at the latitude/longitude listed on the application received by the Kentucky Division of Water on November 6, 2009 (see attachment). The directions to the site were also incorrect. The incorrect information resulted in a failure to properly public notice the application.

Please be aware that the water quality certification is valid only for the location listed on the application. It is not valid for mile point 10.4 or the latitude/longitude of 38.970435/-84.558062, which we believe to be the actual location of Site 1. If you wish a water quality certification for work at Site 1, please resubmit a water quality certification application with the correct information. Once a complete and correct application is received, we will publish the required 30-day public notice. If no comments are received, the water quality certification will be issued.

All future correspondence on this project must reference **AI No. 7331**. If you should have any questions concerning this letter, please contact me, at (502) 564-3410.

Sincerely,

**Barbara Scott, Project Manager**  
Water Quality Certification Section  
Kentucky Division of Water

Attachment

COPIES FURNISHED TO:

Layna Thrush, USACE: Louisville  
Mary Stephens, OGC: Frankfort  
John Dovak, Stantec: Jeffersonville  
Lee Andrews, USFWS: Frankfort  
John C. Bender, Greenebaum Doll & McDonald, PLLC  
Amanda Waters, Sanitation District No. 1